

SENATE BILL NO. 18

INTRODUCED BY C. CHRISTIAENS, SHOCKLEY, BOHLINGER, JERGESON

A BILL FOR AN ACT ENTITLED: "AN ACT REDUCING GENERAL FUND EXPENDITURES BY ~~REQUIRING~~
ALLOWING THE DEPARTMENT OF CORRECTIONS TO PROVIDE FOR THE DISCHARGE OF AN
OFFENDER ~~ON THE FIRST DAY OF THE MONTH DURING WHO IS NOT SERVING A SENTENCE FOR A~~
SEXUAL OR VIOLENT OFFENSE AT ANY TIME WITHIN 90 DAYS PRIOR TO THE DAY ON WHICH THE
OFFENDER IS ELIGIBLE FOR DISCHARGE; ALLOWING THE DEPARTMENT TO GRANT AN OFFENDER
A DISCHARGE CREDIT OF UP TO 30 DAYS TO COORDINATE WITH THE REGULAR MONTHLY
DISCHARGE DATE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Discharge on first day of month UP TO THIRTY NINETY DAYS EARLY --
discharge credit. (1) The department of corrections ~~shall~~ MAY arrange for the discharge of each offender subject
to its jurisdiction ~~on the first day of the month in~~ WHO IS NOT SERVING A SENTENCE FOR A SEXUAL OFFENSE OR
VIOLENT OFFENSE AS DEFINED IN 46-23-502 AT ANY TIME WITHIN 30 90 DAYS PRIOR TO THE DAY ON which the offender
is eligible for discharge from:

- (a) a state prison;
- (b) prerelease facilities or programs;
- (c) intensive supervision programs; and
- (d) home arrest programs for adult felons.

(2) The department may grant an offender a discharge credit in an amount necessary to coordinate a
discharge date ~~on the first day of the month~~ UNDER THIS SECTION with the offender's scheduled discharge date.
A credit granted under this subsection may not exceed ~~30~~ 90 days.

(3) THE DEPARTMENT OF CORRECTIONS SHALL ENSURE THAT ANY REQUIREMENTS IN THE LAW RELATING TO
REGISTRATION OF AN OFFENDER AND NOTICE TO CERTAIN PERSONS OR ENTITIES ON OR PRIOR TO THE OFFENDER'S
DISCHARGE ARE COMPLIED WITH.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an

1 integral part of Title 53, chapter 30, part 1, and the provisions of Title 53, chapter 30, part 1, apply to [section 1].

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3 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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5 NEW SECTION. SECTION 4. TERMINATION. [THIS ACT] TERMINATES AUGUST 31, 2006.

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